

This order is SIGNED.

Dated: February 25, 2020



JOEL T. MARKER
U.S. Bankruptcy Judge



Order Prepared By:

John T. Morgan (USB #3839)

UNITED STATES DEPARTMENT OF JUSTICE

Office of the United States Trustee

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Attorney for Patrick S. Layng, United States Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH
CENTRAL DIVISION**

In re:

**NOAH OPERATIONS RICHARDSON
TX, LLC; NOAH OPERATIONS
SUGARLAND TX, LLC; NOAH
OPERATIONS CHANDLER AZ, LLC;
and NOAH CORPORATION,**

Debtors.

**Bankruptcy Case No. 19-23492
Bankruptcy Case No. 19-23571
Bankruptcy Case No. 19-23810
Bankruptcy Case No. 19-23840
(Jointly Administered)
(Chapter 11)
Judge Joel T. Marker**

ORDER CONVERTING CASE OF NOAH CORPORATION TO CHAPTER 7

The United States Trustee's Motion to Convert the Case of Noah Corporation to Chapter 7, or in the Alternative, to Dismiss Case ("Motion") came on for hearing before the Honorable Joel T. Marker on the 20th day of February 2020 at the hour of 2:00 p.m. John T. Morgan appeared on behalf of the United States Trustee. All other appearances were noted on the record.

The Court found that adequate notice of the Motion was duly served upon the appropriate parties. The Court considered the record and status of this Case, the objections to conversion filed by various parties, and the representations of the parties present, including the testimony of Mark Hashimoto, and all of the pleadings on file therein. The Court then made its Findings of Fact and Conclusions of Law on the record and determined that cause exists, pursuant to 11 U.S.C. §1112(b), to dismiss or convert this case, and that it is in the best interests of creditors and the estate to convert the Case to Chapter 7; now therefore,

IT IS HEREBY ORDERED that the United States Trustee's Motion is granted;

IT IS FURTHER ORDERED that this case be and hereby is converted to one under Chapter 7; and

IT IS FURTHER ORDERED that the United States Trustee shall contact the Court to schedule a status conference to be held within 30 days after an interim trustee is appointed.

-----END OF DOCUMENT-----

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on February 25, 2020, I caused a true and correct copy of the foregoing ***Pending*** **ORDER CONVERTING CASE OF NOAH CORPORATION TO CHAPTER 7** to be electronically filed with the Court using the CM/ECF system, which sent notification to all parties of interest participating in the CM/ECF system, as noted below:

- James W. Anderson jwa@clydesnow.com, mmann@clydesnow.com, atrujillo@clydesnow.com
- Steven W. Call scall@rqn.com, docket@rqn.com, lconterio@rqn.com
- Kenneth L. Cannon kcannon@djplaw.com, khughes@djplaw.com
- P. Matthew Cox bankruptcy_pmc@scmlaw.com
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- Mark C. Rose mrose@mbt-law.com, markcroselegal@gmail.com

_____/s/
Lindsey Huston

DESIGNATION OF PARTIES TO BE SERVED

Service for the foregoing **ORDER CONVERTING CASE OF NOAH CORPORATION TO CHAPTER 7** shall be served to the parties and in the manner designated below:

By Electronic Service: I certify that the parties of record in this case as identified below are registered CM/ECF users and will be served notice of entry of the foregoing Order through the CM/ECF system:

- James W. Anderson jwa@clydesnow.com, mmann@clydesnow.com, atrujillo@clydesnow.com
- Glenn R. Bronson Glenn-Bronson@rbmn.com, Andalin-Bachman@rbmn.com
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- John J. Wiest wiest.john@dorsey.com

By U.S. Mail: In addition to the parties of record receiving notice through the CM/ECF system, the following parties should be served notice pursuant to Fed R. Civ. P. 5(b).

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_____/s/
Lindsey Huston